

**LODI CITY COUNCIL
SPECIAL CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
TUESDAY, JULY 20, 2004**

A. CALL TO ORDER / ROLL CALL

The Special City Council meeting of July 20, 2004, was called to order by Mayor Hansen at 7:06 a.m.

Present: Council Members – Beckman, Hitchcock, Howard, and Mayor Hansen

Absent: Council Members – Land

Also Present: Deputy City Manager Keeter, Interim City Attorney Schwabauer, and City Clerk Blackston

B. CLOSED SESSION

At 7:06 a.m., Mayor Hansen adjourned the Special City Council meeting to a Closed Session to discuss the following matters:

- B-1 Actual litigation: Government Code §54956.9(a); one case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al.; United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM
- B-2 Actual litigation: Government Code §54956.9(a); one case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- B-3 Conference with legal counsel – initiation of litigation: Government Code §54956.9(c); two cases
- B-4 Conference with legal counsel – anticipated litigation – significant exposure to litigation pursuant to subdivision (b) of Section 54956.9; one case; pursuant to Government Code §54956.9(b)(3)(A) facts, due to not being known to potential plaintiffs, shall not be disclosed
- B-5 Actual litigation: Government Code §54956.9(a); one case; City of Lodi, a California Municipal Corporation, and Lodi Financing Corporation, a California nonprofit corporation v. Lehman Brothers, Inc. and US Bank National Association, United States District Court, Eastern District of California, Case No. CIV. S-04-0606 MCE-KJM
- B-6 Actual litigation: Government Code §54956.9(a); one case; Lehman Brothers Inc., v. City of Lodi and Lodi Financing Corporation, United States District Court, Eastern District of California Case No. CIV-S-04-0850 FCD/JFM
- B-7 Actual litigation: Government Code §54956.9(a); one case; Fireman's Fund Insurance Company v. City of Lodi, et al., United States District Court, Eastern District of California Case No. CIV-S-98-1489 FCD JFM
- B-8 Conference with labor negotiators, Mayor Hansen and Mayor Pro Tempore Beckman, regarding unrepresented employee, City Attorney (Government Code §54957.6)

The Closed Session adjourned at 9:18 a.m.

C. RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

At 9:18 a.m., Mayor Hansen reconvened the Special City Council meeting, and Interim City Attorney Schwabauer disclosed the following actions.

In regard to Item B-1 through B-7, on a vote of 4-0, Council approved a six-month budget with Folger Levin & Kahn (FLK) in an amount up to \$2,190,000 for the Environmental Abatement Program litigation and directed that a monthly report be prepared by FLK showing actual costs and percentage differences in each category from what was projected.

In regard to Item B-8, no reportable action was taken in closed session.

Continued July 20, 2004

D. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 9:18 a.m.

ATTEST:

Susan J. Blackston
City Clerk